Mail and Express train daily 11:55 p.m. 5:45 p.m. tille train daily (except 5:00 p.m. 8:18 a.m.

Grand Junction Accommed'n

(daily except Saturday)... 7:40 p.m. 8:00 a.m

Time 20 minutes Faster than City Time.

Tae 11:55 p.m. train makes the quickest time ever made to Chattanooga. Knorville. Lynchburg. Washington, and the East, and will stop at all kegular Stations, and at Flag Stations when flagged, except Flag Stations between Colleville and Memphis.

Somerville Train will stop at Regular and Flag stations.

The 11:55 p.m. train makes close connection at Grand Junction for all points south on Chicago, St. Leuis and New Orleans Railroad.

The 7:40 p.m. makes close connection for Jackson, Tenn., and all points north of Grand Junction.

Ticket Office—278 Main street and at Depot Memphis and Charleston Railroad.

JOHN A. GRANT,

Chief Engineer and Gen'i Sup't.

T. S. DAVANT,

Assistant General Passenger Agent.

Louisville and Nashville and Great Southern Railroad.

10:50 p.m. Night Express—(On Saturday this rain runs only to Milan.)—Connects at Milan for St. Louis and Chicago; at McKenzie for Nashville, Chattanooga, Atlanta and the Southeast; at touthrie for Hopkinsville, Henderson and Evansville; at Louisville for all points North and East.

1 a.m. Day Express—Connects for St. Louis and Chicago; at Louisville for all points North and East.

1:40 p.m. Brownsville Accommodation—Dally except Sunday.

Arrival of Trains. Mail
Puliman Palace Cars on either train to Louisville,
and on night train to Nashville.
For tickets or information, apply at Ticket Office,
287 Main, northwest corner Madison street.
Jas. Montgomery, Sup't Memphis Div.
James Speed, Ticket Agent.

Mississippi and Tennessee Railroad

CHANGE OF SCHEDULE.

ON and after WEDNESDAY, November 14, 1877, trains will run as follows: New Orleans Mail daily at... 8:00 p.m 1:05 p.m Sardis accommodation daily (except Sundays)... 11:50 a.m 9:15 a.m Freight train daily (except Sundays)... 6:00 a.m 4:00 p.m Close connections made at Grenada with trains North and South for all points, Ticket Office, 287 Main St., and at Depot M. Burke, Superintendent. James Speed, Ticket Agent.

MEMPHIS & LITTLE ROCK BAILWAY The Short Line to Arkansas and Texas. TIME CARD.

e undersigned,
W. E. SMITH, Sup't., Memphis, Tenn.
R. A. WILLIAMS, Passenger Agent.
M. S. JAY. G. P. and T. A., Little Rock.

AMUSEMENTS.

MEMPHIS THEATER. DAVET & BROOKS .. Prop'rs | JOHN RICKARY .. Man'g

FAMOUS SHAUGHRAUN COMPANY! A Grand Coterie of Artists. THE GREAT WAKE SCENI AT 2 O'CLOCK P.M.

GRAND SHAUGHRAUN MATINEE. SATURDAY NIGHT ..... LAST APPEARANCE. Sale of seats for LAWRENCE BARRETT'S n Friday, at 9 o'clock. No advance in prices.

ANNOUNCEMENTS.

For Clerkfof Criminal Court. SCAR WOOLDRIDGE is a candidate for the office of Cierk of the Criminal Court, at the For Attorney-General Criminal Court J. A. ANDERSON announces himself a candidate for Attorney-General of the Criminal Court; subject to the Democratic and Conservative Con-

FOR EXCHANGE.

MONUMENT—We have on hand an Italian Marble Monument, well and artistically executed, of rich design, and first-class material, valued at about \$2500, which we desire to exchange for real estate. ANDERSON, VENN & CO.

PERSONAL.

A MAZON AROMATIC TONIC BITTERS—This

for years with signal success as a sure curative and
preventive for fever and ague, as well as the many malarious diseases prevalent in the Southern States and is highly beneficial in all complaints arising from the stomach or disarrangement of the digestiv organs. Sold by all respectable grocers and druggists UNQUESTIONABLE and reliable testimonials which are being daily received from some of the most respectable portion of this community who have fully tested the merits of the AMAZON BITTERS, prove them to be, after careful trial, an unsurpassed tonic, not only pleasant and agreeable to the taste, but its invigorating effects upon the system completely prevents all the diseases that the numerous butters were flowlying our southern market proous bitters, now flooding our southern market, pro-

WANTS.

PURIFYING PUMP—
Everybody and his wife to call and see J. W
Avery's Purifying Pump, at St. Cloud House, on Jef
ferson street, one door east of Main.

OITUATION—To take care of children or do house work, by a reliable white girl; best city refer ence given. Address M. M., care Appeal, or Letter Carrier, No. 10.

ROOMS AND BOARD.

ROOM-Pleasant front room, with good board, at ROOMS-Furnished rooms, at Perry House, 4
Poplar street. MRS. C. P. FREEMAN. ROOMS-First-class meals furnished, if desired inquire at No. 139 Madison street.

FOR SALE. NEW 12-horse-power Portable Ames Engine been run one month; also, best gin-machiner, with it, if wanted. Address MERCHANT, Appeal

SEWING-MACHINE—Cheap, for cash, at 54 Beale street GRISTMILL—Second hand gristmill, portable under runner 20-inch diameter; grinds a fin sample of meal; also grinds ear-corn.

CONCORD ST. MILLS, near Main st. OOD MEAT MARKET AND VEGETABLE
Address BUTCHER, this office, CEDAR POSTS-5000 half-round and square

K NIFE-PLAITERS—For knife, side or box-plait-ing. Also, plaiting, in any style, neatly done at DOMESTIC SEWING MACHINE OFFICE. 63 Madison st., bet, Second and Third. W OOD-Oak and ash wood. Leave orders will C. A. GASTON, 33 Madison street. 259 ACRES OF HIGH LAND-514 miles from beautiful building sites, and very fertile; will sell it icts to suit purchasers. Address PETER MITCHELL gaze of Hill, Fontaine & Co.

FOR RENT.

DESIDENCES Several desirable suburban resi-te dences, at bargains, W. D. M'CALLUM, Agent, No. 19 Madison st. Land, near Mason's Depot, Tenn., to a party with team sufficient to cultivate it. We will furnish nim supplies, if desired, or will cultivate on shares with a good industrious man, and furnish him team and supplies.

SLEDGE, McKAY & CO.,

371 and 373 Main street. A nice large brick residence (with furniture plano, etc., if desired), is for lease to a good tenant, some nice family; and an agreeable couple, who prefer boarding to keeping house, will take rooms and board, if desired, as rent. Call at 106 UNION STREET, near Central Methodist Church.

G ARDENS, LANDS, COTTAGES, LARGE AND small Houses, Stores, Rooms and Choice Suit Offices. W. A. WHEATLE V. 281 Main st. RESIDENCE—A nice 2 story brick, No. 68 St. Martin, 8 rooms, with gas and water. Apply A. J. VIENNA, 345 Main. Memphis Mardi-Gras, Ulks and Memph.

A. J. VIENNA, 845 Main.

Residences—Stores—Rooms—Offices—
Figure 1878; long leases to tellable tenants.

W. D. McCallum, Agent, 19 Madison st.

Rooms—Destrable rooms, with board, at 117 Court street.

Memphis Mardi-Gras, Ulks and Memph.

Happy is he whom the kings delights to honom. Happy is he whom the kings delights to honom. Happy is he whom the kings delights to honom. Happy is he whom the kings delights to honom. Happy is he whom the kings delights to honom. Happy is he whom the kings delights to honom. Happy is he whom the kings delights to honom. Happy is he whom the kings delights to honom. Happy is he whom the kings delights to honom. Happy is he whom the kings delights to honom. One bottle of Thrash's consumptive cure and lung restorer will convince the most skeptical that it is the only remedy now extant for the largest dog entered was taken by Jim, a crossed Newfoundland, exhibited by George P. Fay, of Carrolton, ROOMS-Desirable rooms, with board, at 117 Court street. STOREBOOM-87 South Court street. Apply to R. B. SNOWDEN, 38 Madison st.

LOCAL PARAGRAPHS.

-The chancery court will be in session to -Counterfeit silver currency is circulating

at present. -The city fathers will hold another seance it the city hall to-night. -At the Theater, to-night, the Shaughraun will again be presented. -Little Rock is going to have a Mardi-

—Cattle and horse-stealing throughout this and adjoining counties prevails at present. -Lent this year will commence on March 6th, Ash-Wednesday, and will end on April -Hopefield, Arkansas, just over the river,

s at present infested by burglars, thieves and -Next week, at the Theater, Lawrence Barrett will appear in a round of Shakesperean characters. -The temperance, or total abstinence

-Sale of seats for the Barrett engagemen at the Theater next week, begins Friday morning at the Main street office. -The Catholic churches of the city are draped in mourning at present, out of respect to the memory of the dead pope, Pius IX.

—Yesterday the negro Bob King, who shot Laura Barnhill, and afterward shot Officer Restmeyer, was committed to jail on a war-rant by Esquire Spelman.

—The select carnival which was to have been held at the Maennerchor hall last even-ing, owing to the wet weather has been postponed until to-night week. —In the case of the Home insurance com-pany rs. the Bank of Commerce, heard by Judge Trigg, of the United States court, yes-terday, the petition was dismissed.

-Price reduced on The Woman in White, by Wilkie Collins, and The Old Curiosity Shop, by Dickens, from twenty to ten cents, at R. H. Spangler's, No. 386 Main street. -When you see a man wearing a piece of red ribbon at the button-hole of his coat, put him down as a convert to temperance, that being the badge of the movement at

—The State grange is in session at Nash-ville. The Tennessee stock-breeders, the Tennessee State poultry association, and the High Court of Foresters are also in session at -At the county register's office a petition was filed yesterday from citizens of Wythe

Depot, asking that their town be incorporated under the name Haysville, by which it will be known in future. —The Lawrence Barrett engagement next week at the Theater will be largely attended. The Memphis people have a commendable weakness for the legitimate drama of the Shakespearean school.

-Requiem high masses were chanted yes terday morning at St. Peter's and St. Bridget's Catholic churches for the repose of the soul of the late Pope Pius IX. The ser-

-Professor Tice's Almanac, a new supply, was received last night by Mansford. As a weather prophet Tice stands ahead of all. ons are verified in nearly every instance. A whole year's weather for twen

-Mr. D. Sliney, the agent for Illinois, who came here for the confidence-men, Detesheim-er and Korlinski, who attempted to get re-leased on bail, but failed in the effort, had to pay the jail fees, cost of warrant, and twelve dollars additional as costs of the habeas corpus

—In our announcement column appears the card of Mr. Oscar Wooldridge, who is a can-didate for the office of criminal court clerk, Mr. Wooldridge is a well-known citizen, a gentleman who will fill to the satisfaction of the public any office to which he may be

-We had thunder, lightning and rain yes terday, all of which is said to herald the approach of spring. It was March weather i dvance. This season it is to be hoped that March will reverse its usual appearance and

—It is admitted by strangers visiting our city, and it is asserted by residents herein, that Memphis, according to its population at east, contains a greater number of pretty women than any city on this or any othe continent yet discovered by navigators or ex-

-"Rely on it," said an experienced English judge, "the worst men, as men, who come before me, the most cruel, the most base, the most hopeless of improvement, are the professional swindlers, the men who make such good defenses and look so neat and

-At the criminal court, yesterday, George Sherman was placed on trial on the charge o larceny—taking watches, jewelry, etc., be-longing to Mr. Thayer, jeweler, and dispos-ing of them without authority from his employer. The case will be further heard this

-The cows seized by the police from thieves on Beale street, a few nights since, belonged to Logan Gill, who resides near Whitehaven. on the Mississippi and Tennessee railroad, some eight miles south of this city. The colored thieves are in jail to await a trial beore the criminal court.

-The nomination for comptroller of the city by the mayor will be in order at the general council meeting to-night. The mayor may as well pull General Williamson off the track, the greater the number of ballots taken the fewer votes he will get. He is played out as a candidate for the office. -"When shall we three meet again, in thunder, lightning, or in rain?" said an unortunate and wet newspaper man to two of

fellow-sufferers of the same profession, whom he met on the street corner during the storm of last night. The two gave it up as a conundrum mysterious and unanswerable.

—The London correspondent of the Cin
ifters ginrully, else I'se gwine ter swap my -The London correspondent of the Cininnati Enquirer gives an infallible receipt by which to detect a Londoner. Get him to sing Kathleen Marourneen, when he gets to the line: "The horn of the hunter is heard on the hill," you have him. "The 'orn of the 'unter is 'eard on the 'ill" developes pure

-The application for bail of Toney Lazzaetti, who shot and killed a negro on the Pigeon Roost road some months since, was heard by Judge Logwood, of the criminal court, yesterday afternoon. The bail was fixed at five thousand dollars, which was given at once, and Lazzaretti was discharged

-The book store men say the sale of works n infidelity was never so large as at present The works of the writers on this subject find a ready and rapid sale in this city at present.

In fact, more works of this character are sold than works of fiction. Evidently the reading world has taken a new "chute" for better or worse.

gant portrait of the late pope, and parties wishing to see it can call at his studio, corner

-There was a good attendance at the First Baptist church last evening, in spite of rain and wind. Rev. Mr. Vinson spoke in his Bro. Maurelian, of the Christian Brothers usual convincing style, and the temperance army received about forty new recruits. These meetings will be continued every night, commencing at half-past seven o'clock. Everybody is invited. A crushed professional actor is bad enough, but a crushed amateur is still worse,

when criticism is brought to bear on him, and when dramatic critics tell the truth conerning his bad acting. Complimenting people ceases to be a virtue occasionally, and it produces a bad effect when they fail to see themselves as others see them. The APPEAL acknowledges the receipt of a fine photograph of the Memphis custom-house, from Mr. W. B. Dunnell, superintending architect of government buildings. The building presents an elegant and imposing architectural appearance, and should it be built of Tennessee marble, as now proposed in congress, it, when finished, will be one of the attractive ornaments of the city.

-"Pull up and wade," was the motto o all pedestrians yesterday on the streets. Men managed to get through the mud much better than the women, and managed to come out of the ordeal in a much better plight, so far as personal appearance is concerned; but this subject is one for the consideration of the dress-reform association, from a Bloomer style

—Invitations to our gear Mardi-Gras are being scattered throughout the land, and with a liberal hand. This is as it should be. The invitations state as follows: "Carnival. Memphis Mardi-Gras, Ulks and Memph. Happy is he whom the kings delights to hop.

Just received, a fine variety of German

weather-wise Memphians who have those unailing barometers, called corns, on their feet It is not unusual to hear some one say: "It's going to rain within the next twelve hours. I feel it in my corns." And yet the person so blessed with the possession of a never-fail-ing and portable weather indicator is not hap-py; in fact, he is miserable when the wind is blowing from the storm-points of the com-

-At the United States court, yesterday Judge Trigg occupied the bench The following business was transacted: Case of Miles White vs. J. Signaigo; verdict and judgment for plaintiff for \$5519. The case of Loudon vs. the city of Memphis was taken up. The plaintiff claims eleven thousand dol-lars, as a balance due him by the city for putting down the stone pavement on the west side of Main street from the Louisville railroad depot to the Mississippi railroad de-

-Recorder Quigley yesterday morning disposed of the following cases: Willis Patterson, misdemeanor, discharged; Rossanna Brown and Mattie Gates, larceny, State, bail five hundred dollars each; M. Keenan, drunk, discharged; Dan Brown, misdemeanor, case continued; James Dorathy, drunk, fined five dollars; F. K. Hutton, drunk and disorderly, fined ten dollars; George Smith, prowling, discharged; Peter Rourke, sleeping out, dis-charged; John W. Brown, misdemeanor, forcause is receiving additions to its ranks in feited twenty-five dollars.

-The parties giving their names as Dits heimer and Cominski, arrested here for swindling Clemens Willers, of Quincy, Illinois, out of three hundred and sixty dollars, nois, out of three hundred and sixty dollars, were again before Judge Ray yesterday morning on the further hearing of their application for release. The case was argued at length, and objection urged to the regularity of the extradition warrant. Judge Ray refused to discharge the prisoners, but turned them over to Detective Sliney, the agent of the State of Illinois, who takes the

two men to Quincy this afternoon. -The following local base-ball items will be interesting to many citizens: The Eckfords will organize in a few days, with Leach as pitcher and Moore as catcher, both well-known players. The Riversides will in a few days organize, and will be in the field this season with a regular nine. The Eagles have already organized with a full nine for 1878. The above are home clubs, and are semi-professional and strong. There will be no regular professional club organized here this season. The boys will go into practice regularly as soon as the regular season opens

—In another column appears the advertise-ment of Fader, Jacobs & Co., 302 Front street, a new firm purposing to do business as wholesale grocers and cotton factors. The members of the firm, J. Fader, J. Jacobs, Henry Frank and Sugarman, are well-known business men. Messrs. Frank and Sugarman business at Carson's Landing, Australia and Riverside, Mississippi, on the Mississippi river, and also at Sunnyside, Arkansas. The new firm will keep a large and select stock o groceries and plantation supplies. Mr. J. E. Clarkson, a well-known cotton man, will have charge of the cotton department of the

—Says the Holly Springs (Miss.) South, of the twentieth instant: "Mr. James, one of the Indiana colonists, several months ago bought fifty acres of land, two miles east of Holly Springs. It was indifferent upland, old and worn. We passed his place last ment rendered against him and his security pearance. It was dotted all over with littl heaps of manure gathered from stables, cowlots, fence-corners, and wherever else any-thing could be found of value for the purpose, and his wagon was still busy hauling out cotton-seed, which had been bought as a fertilizer. He remarked: 'Yes, I am making my crop now.' We venture the prediction that Mr. James, in a few years, will have the most valuable fifty acres of land in Marshal county. The ordinary system of farming here is to impoverish the land yearly; his system reverses this, and will make the land

richer year by year.' —In the case of Stewart vs. the First na-tional bank and Gilbert Moyers, referred to in yesterday's APPEAL as being decided by a jury in the Shelby county circuit court, the jury returned a verdict as to the following interrogatories: First-Did Stewart employ Moyers as his agent to collect the claim? Answer —Yes. Second—If he did, did he discharge him; and if so, when? Answer-He did di charge Colonel Moyers, in April, 1876. Third —If there was an employment, what was the value of Moyer's services? Answer—We come in like a lamb, even if it goes out like think twenty per cent. of the amount collectation. \$1345.30. Fourth—Did Stewart agree with Sprague to pay Moyers twentyfive per cent. of the recovery? Answer—No.
Fifth—Did Stewart agree with Schultze to
take the draft and put his name upon it, and
when he got the draft, refuse to give it back? Answer-No. If the court decides that Mo yers had a lien, he will get judgment for twenty per cent. of the above amount; but it the court decides that Moyers had no lien, he

will get no verdict.

—The announcement made in the APPEAL, a few days ago, that the eloquent infidel of Illinois, Bob Ingersoll, would lecture in this city on the subject of "Religion, Hell," etc., created quite a lively row in religious as well as in other circles. "Bob" is a man of elo-quence, and presents his side of the case in a forcible manner. He is the apostle of infidelity at present, just as was Tom Paine years ago; but it should not be forgotten that Paine was a most eloquent advocate of American independence, and that his efforts cut a big figure in the discussion of that treasonable doctrine at a time when it was dangerous to defend it. "Bob" has taken up the sabre de mon pere, and stands to-day a the representative of infidel ideas in Ameri ca. When he lectures in this city he will have a crowded house—in fact, no hall or theater in the city is large enough to hold his auditors, and why? Because people are be ginning to do their own thinking on religiou atters, and are testing faith by science whether for good or ill, we say not. The darky's ideas on the subject are about as intelligent as those of the most enlightened Caucasian. He says: "Den you'se on de side ob de fiah and brimstone in dis hell discussion?" "You'se right, honey! Ef you think you'se gwine ter leebe dis wurld ter play snow-ball somewhar, you'se 'rong. Dar's himbook fer er pack er kyards.'

PERSONAL.

MR. W. T. M'CARLEY, of the Brownsvill-

CAPTAIN FRANK FENTRESS, formerly Bolivar, is in the city, the guest of friends. WE hear the name of Mr. Leland Leatherman frequently and favorably mentioned among the candidates for judge of the crimi-CHARLES ROBERTS, Oxford, Mississipp

B. S. Crump, Holly Springs, and J. Green-wald, Como, Mississippi, were visitors at the cotton exchange yesterday. MERRITT has finished his large and ele Main and Monroe streets. The garment wa college. This picture is for sale at moderat

AMUSEMENTS.

The Shaughraun at the Theater. Last night the Shaughraun, Boucicault's Irish comedy, was again presented at the Theater. The audience was small, owing to the stormy weather, but those who were pres ent enjoyed the representation of the play, it being a decided improvement on its presenta-tation of the previous night. The wake scene was presented in good style, and was

PETERS.

GREEN BRIER whisky is made with great JUST RECEIVED, a fine variety of German

The sudden change in the weather yesterday morning was not unexpected to many with the consumptive and diseased throat and lungs. Trial, 50 cents; large size, \$1 50. Sold by Illinois, weight one hundred and sixty-seven with the consumptive and diseased throat and lungs. It is the consumptive and diseased throat and diseas

LAW REPORTS.

Chancery Court-Morgan, Judge. Special calendar this morning. Circuit Court-Heiskell. Judge. The following cases are for trial to-day: 5211, Seessel vs Lord; 5120, Parzyk vs Rocco; 5220, Stewart vs Myers; 5230, VanBrocklin vs Hopkins; 5246, Lopez vs Nicholetti; 5332, Howell vs M'Kenna; 5205, Madden vs Marshall; 4147, Hammond vs Apperson; 5248, M'Kernan vs Marsh; 5249, Metcalf vs Cooney; 5244, Flore vs Mortin, 5245, Fritz vs Reinig. 5244, Eleas vs Martin; 5245, Fritz vs Reinig; 5266, Lembruch vs Grant; 5267, Mahon vs Walsb; 5269, Walsh vs Smith, admr; 5271, Smith vs Lattle; 5273, Brooks vs Vorbrick; 5275, Guy et al., vs Proudfit, et al; 5277, Douglass vs Cornell; 5281, Roberts, use, vs R. B. Miller; 5204, M'Nicholas vs Walsh; 5285, Kilv vs Jones.

Nashville, December, 1877, reported for the Ameri-can, by Robert L. Morris, Esq.: HOMESTEAD. Wade was the owner of a tract of land o two hundred and twelve acres, which he cultivated on shares. Adjoining this tract he resided in a house belonging to another. A claim of a homestead was refused, the court holding there was neither possession nor oc-

Abstracts of Supreme Court Decisions

supancy within the meaning of the law.— Wade vs. Wade, February 16, 1878. STATUTE OF LIMITATION-HEIR-AT-LAW. Per curiam-We have repeatedly held that the statute of seven years, act of 1715, prothe statute of seven years, act of 1/15, protects the heir-at-law, when his real estate is sought to be reached for the ancestors' debts, and we see no cause to reconsider these decisions. See Davidson vs. Evans, administratrix, MSS., March, 1877.—Longmiller vs. Estell, February 16, 1878.

"Esquire James Stockerd—Please enter me as stayer on the three notes C. Miles holds against my son, William Wilkinson, as principal and G. W. House as security.
"June 30, 1873.

A. W. WATKINS." Held not to be sufficient authority to the justice to enter her name as stayor. Cases reviewed, 2 Snd. 405, 11 Hum. 578, 1 Hd. 285-582, 3 Hd. 629.—Miles vs. Wilkins, February 16, 1878.

WRITTEN AUTHORITY TO STAY JUDGMENT

In action against principal and surety, debt due to the principal alone may be set of against the plaintiff's suit.—Gugenheim vs Rosenfield, February 16, 1878. EVIDENCE.

Per curiam—"It was not competent to es-tablish plaintiff's contract to be responsible for goods credited by him as a clerk by evi-dence showing that other clerks had entered into similar obligation, and had actually paid for articles so sold." Error so material as to demand reversal.—Ib. AN ACT UNCONSTITUTIONAL-IMPAIRMENT

OF REMEDY. The act of 1867-8, Thompson & Steger code, 3243 a, permitting title bonds to be introduced as a defense in actions of ejectment, impairs a substantial remedy of the vention for the possession of the land and substitute none of equivalent value in its stead as to such contracts made prior thereto. It is there-fore unconstitutional and void.—Martin vs.

case as to the security. "It is true that the security's liability may depend on the question whether the principal has been in default."—Bottoms vs. Leatherman, January 5,

leng as this last proposition is con-

ceded, it matters little to the security whether the case is brought up as to him or not, unless pending the principal's appeal he may be forced to pay a judgment which the supreme court, on the hearing, may say the principal was not bound to pay. In case, could he get relief?—Reporter.] WILL-EXECUTOR'S AUTHORITY TO SELL. If the will directs the estate to be sold with out naming the donee of the power, it naturally and by fair implication devolves upon the executors, provided they are charged with the distribution of the fund. Kent, vol. 4, p. The question whether the executors are to distribute the fund need not be found

expressed in direct terms, but is to be ascer-tained from the whole scope and context of Elijah Hill's will provided as follows: 2. I give and bequeath to my heirs as equal part of all my personal and real estate.

3. I request that all my personal property be sold on a twelve months credit, and that my real estate be sold on one and two years

Under this will the executors were authorized to sell land without decree of court .-Parker vs. Sparkman, December 5, 1877. ATTACHMENT-OMISSION OF JURAT. A failure of the clerk to attest the fact that the affidavit for an attachment had been sworn to is not fatal to the writ—the omis sion of the clerk to do his duty cannot be allowed to prejudice the party. Such omission may be supplied by amendment.—Wiley vs. Bennett, December 15, 1877.

OMISSION OF CLERK'S SIGNATURE. But the failure of the clerk to sign the writ of attachment is fatal, and such omission can THE FORMAL ANNOUNCEMENT OF THE RE not be supplied by amendment. The constitution requiring "that all process shall rur in the name of the State, and shall bear test and be signed by the respective clerks.

SUBROGATION-INTENTION. The right and intention must both cond to make a case of subrogation. If the facts show that at the time of payment such right was not intended to be exercised, then such right cannot be held to exist. The ex pos facto intention will give the right. Belcher administrator, vs. Wickersham, Jackson 1877. Thus, where a widow and children were devisees of a farm encumbered with vendor's lien, which the widow discharge but indicated no intention or wish to be sub rogated to the rights of the vendor, she can not, after the lapse of several years, mak this claim .- Russell vs. Furney, administra tor, February 16, 1878.

PRIZE DOGS.

The Award of Premiums at the Louis Bench Show, as far as Progressed.

St. Louis, February 20.-The award of premiums at the St. Louis bench show is progressing steadily to-day. Among the principal decisions are the following: Bull terriers, dogs not over twenty pounds and bitches not over sixteen pounds, first pre mium to J. D. Olcott, of Milwaukee. Rough shepherd, or colly, first premium to James Cox, Strattroy, Ontario; second pre-mium to George B. Dougan, Richmond, In-Mastiffs, first premium to Jesse Sherwood

Edina, Missouri. Scotch deerhounds, first premium to Luly com Queen Victoria's kennel, shown by Mr. Whitman, of Chicago. Beagles, first premium to Jesse Sherwood, of Edina, Missouri; second premium to Chas. Rowett, of Carlinville Cocker spaniel bitches, first premium Miss Clara Whitman, of Chicago. Cocker spaniel dogs, first premium to Mis-Mary Whitman, of Chicago. Retrieving spaniels, first and second preniums to J. H. Whitman, of Chicago.

Irish water spaniels, first premium to J. H. Whitman, of Chicago; second premium to Big Point kennel club, of Chatham, Ontario. Chesapeake bay red Winchester breed, first premium to Paul J. Morris, of Henderson, Chesapeake bay, other breed, first premi-um to J. L. Beck, of Chestertown, Maryland; second premium to the Baltimore kenne Native Irish setter puppies, under six months, first premium to S. A. Kay, of Chi-

Irish native or cross-bred Irish setters, first premium to B. L. Waller, of Chicago; sec-ond premium to W. H. Linn, of Decatur, Illinois. Irish native or cross-bred Irish setter bitches, first premium to W. H. Linn; sec-ond premium to T. Widgon, of Decatur, Illi-The following award of premiums was made at the bench show this evening:
Imported and native English setter dog, first premium to P. H. Bryson's Gladstone,

Imported and native Irish setter dog, first premium to Elchoe, exhibited by William Jarvis, of Claremont, New Hampshire.

Black and tan Gordon setter, first premium to Dan, shown by J. G. Farrar, of Tolade Obio. Imported English setter bitch, first prinium to J. H. Whitman, of Chicago. Imported English setter puppies, over six and under twelve months, first premium to S. F. Peir, of Brooklyn. POPE LEO XIII.

Cardinal Joachim Pecci, the Pontifical Camerlengo, Chosen Pope on the Third Ballot-He Assumes the Title of Pope Leo XIII.

His Election the Result of the Unity o the French, Spanish, Austrian, and German Cardinals in Support of a Moderate Candidate.

ROME, February 19,1 p.m.—The conclave's second ballot was to begin this afternoon, but the smoke of the burning ballots in this case was not observed until forty-five minutes after six o'clock this afternoon, showing that the votes were much scattered.

Fanfulla states that Germany thas instructed Hohenlohe to declare that the election of an irreconciliable pope would oblige the government to take repressive steps imme-diately, whereas a moderate pontiff could speedily terminate the existing differences.
Fanfulla also says that the French cardinals, contrary to their first declarations, ultimately determined to unite with the Spanish, Austrian and German cardinals in supporting

moderate candidates. THE MODERATE CANDIDATES AHEAD. LONDON, February 20 .- A Rome corre spondent, telegraphing last evening, says the two moderate candidates for the papacy have received the greatest number of votes. Sixty-two cardinals are in conclave—the largest number ever before present. CARDINAL PECCI CHOSEN.

SECOND DISPATCH. Rome, February 20.—Cardinal Joachin Pecci, pontifical camerlengo, has been elected pope. Cardinal Pecci is an Italian. He

assumes the title of Leo XIII. ADDITIONAL PARTICULARS OF THE BALLOT NEW YORK, February 20 .- A dispatch from Rome says that the operations of the sacred conclave culminated in a ballot being taken this morning between ten and eleven o'clock, resulting in the election of Cardinal Joachim Pecci, who assumes the title of Pope Leo XIII. The conclave has been in session since Monday evening, and as only two ballots daily have been taken, Cardinal Pecci was chosen on the third ballot. The moderates hesitated between Cardinals Franchi and Pecci, but the conflicting elements became harmonized, and the result was the election of the latter. Announcement was made to the people with the prescribed formalities and ceremoniss from the Vatican, and created intense excitement, although it had been ac cepted as a foregone conclusion that an Italian cardinal would be the choice of the con-

BIOGRAPHICAL SKETCH OF THE POPE ELECT

London, February 20 .- The Rome correspondent of the Times, in a letter to that journal, under date of the fourteenth of the pres-ent month, speaks as follows of Cardinal Pecci, to-day elected pope: "Pecci is tall, with a fine head, high forehead, narrowing at the temples, long face, and straight features. He has a large mouth, prominen chin, cheerful, open countenance, and large, well-shaped ears. His face reminds one of Consul Vi, the renowned minister of Pius VII. He has a fine, sonorous voice, great dignity, even austerity of manners in public life, but privately is affectionate, unassum-ing, and as a camerlengo sociable and witty. He has been at the head of that party which, without formally renouncing the right of the holy see, acknowledge the wisdom of submit itng to the will of providence, accepting wha iting to the will of providence, accepting what seems to be irrevocably accomplished facts. The general opinion is that for learning, tact, energy, dignity, amiability, real worth and sincere piety the sacred college could not find a more descrying pope that Cardinal Pecci. At Perugia he followed the same policy recommended by the late Cardinal Riaris Sforza. At Naples he advised good Catholics to fulfill their duties as citizens at the municipal and provincial elections. the municipal and provincial elections, even when the clerical press, professing to inter-pret much of the Valtean, enjoined the policy of abstention. Cardinal Pecci spoke with great effect against the proposal for the re-moval of the conclave from Rome, and other moval of the conclave from flome, and other measures advocated by the reactionary party. He enjoys the confidence and support of the liberals—or at least a reasonable majority of them—of the sacred college, and played the same part as was sustained by Cardinal Gizzi in the conclave of 1846. Cardinal Pecci's printed life at all pariods is above represent. vate life at all periods is above reproach. He has considerable literary talent, and has written poetry. He never has had intercourse with the functionaries of the present Italian government, but is esteemed by them all, and those with whom the necessity of his duty brings him into contact are perfectly charmed with him.

ROME, February 20.—The smoke of the burning ballots having been seen at half-past twelve o'clock to day, the crowd before the Vatican thinking the ballot was again without result, had almost dispersed, when at fifteen minutes after eleven o'clock Cardina Cateroni appeared in the grand gallery the Vatican basilica and announced in the customary formula Cardinal Pecci's succession to the papacy. The few bystanders cheered most enthusiastically, and a large crowd soon assembled, densely thronging the open space before the Vatican and ap-At half-past four o'clock the newly elected pope, surrounded by all the cardinals, appeared in the gallery of the basilica, and the crowd vocifer rusly shouted: "Long live the Pope." The holy father at length made a signal for silence, then intoned the benedictio and pronounced a benediction. After this the charge was represented and continued this the cheering was renewed and continued until the pope withdrew. The circumstances o the election are as follows: At this morning's ballot Cardinal Pecci received thirty-six votes, which was five short of the requisit two-thirds majority. When the voting was finished and the papers were burned, Car-dinal Franchi, and those holding the same views with him, advanced and knelt

before Cardinal Pecci. This exam-ple being tollowed by others, Cardinal Pecci's election was accomplished by method known as by adoration. Count Segur immediately informed the pope that he proposed to present him with one million francs as the first donation of Peter's pence from the French episcopate. As soon as the result of the election became known the bells in all the churches of Rome were rung, and the diplomats went to the Vatican to con remain in the Vatican until to-morrow. Per fect order prevails everywhere. THE ULTRAMONTANES FURIOUS OVER THE

RESULT. LONDON, February 20 .- A Rome corre spondent telegraphs that the pope, after his election, assumed the pontificial robes and received the homage of the cardinals in the Textine chapel. The crowd before the Vatican waiting for the benediction of the pope was estimated at twenty thousand persons. Only a small portion of the crowd was able to hear the benediction, as the inner gallery from which it was pronounced looks in St. Peter's. The ultramontanes are furious at the result of the election. This correspondent attention to the fact that Cardina Pecci, when he was camerlengo, ordered the pontifical carriages to be prepared for the new pope to drive out on a solemn progress. The correspondent adds that the myth of the pope's captivity is thus exploded, A Paris dispatch says that the election Cardinal Pecci as pope has made a favorable

Keeps Custom Shirt, made to measure, The very best, 6 for \$9, delivered free everywhere. Keeps Patent Partly-made Dress Shirts, The very best, 6 for \$7, delivered free everywhere. An elegant sat of gold plate collar and sleeve Buttons given with each half-dozen Keep's shirts. Samples and full directions malled free to any acdress.

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Keep Manufacturing Company, 185 Mercer street
New York. Query: "Why will men smoke common t

bacco, when they can buy Marburg Bros. Seal of North Carolina, at the same price?" NEURALGIA.—"Neuril" cures it. Sold by W. Jones & Co., Memphis. Corn Bread. Two pints of sweet milk, and three well-beaten eggs, three pints cornmeal, one teaspoonful Dooley's yeast powder, one teaspoon of salt, and one tablespoon of lard. Bake in

DR. WM. F. STEUART, marine hospital, Baltimore: \* \* "I take pleasure in recommending Colden's Liebig's extract of beef as a most excellent tonic and invigorator of the system. I have tested it with universal success." W. N. Wilkerson & Co., agents, beef as a most excellent tonic and invigorator

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Masks and costumes for sale or hire at

LEUBRIE'S, 247 Main. ICE CREAM made with pure cream. Fin acramels a specialty at Floyd's. VENICE has her bridge of sighs; St. Loui her bridge of size, one poetical, the other practical, and in the latter place is manufactured that valuable tonic, Home stomach bit-

BURNETT'S COCOAINE allays irritation, re moves dandruff, and invigorates the action of the capillaries to the highest degree,

STEAMBOATS.

SPECIAL NOTICE. OWING to the bad weather, the steamer
JOHN A. SCUDDER has concluded to lay over until this (THURSDAY) evening, at 5 p.m.
Shippers who have not completed their lots of freight can send it down to the B. E. Lee wharfboat, as the John A. Scudder will leave punctually on time, J. T. WASHINGTON, Agent, Lee Wharfboat.

MARDI-GRAS Str. Jas. Howard Will leave Memphis for New Orleans WEDNESDAY, FEBRUARY 27, 1878, and arrive in New Orleans in time for the festivities of March 4th and 5th. Will leave on return trip March 6th, thus giving passengers three days in New Orleans. Passage for Rouse Trip—including stay at New Orleans—Thirty Dollars. For particulars and passage, apply to

BRADFORD & ELY, Agents, 304 Front st.

SPECIAL NOTICE! Rome, February 20.—Cardinal Pecci has New Orleans Mardi-Gras and Firemen's Parade, March 4th and 5th.

GRAND CARNIVAL EXCURSION! The Imperial Passenger Steamer Thompson Dean, James H. Pepper, master | Frank Beck, clerk,
Will leave Memphis, WEDNESDAY, February 27th,
arriving at New Orleans, Monday, March 4th, in
time for the Firemen's Annual Parade, and the
Mardi-Gras Festivities on March 5th, and leaving
New Orleans, on her return to this port, Wednesday,
March 6th.
Passage for the round trip, Thirty Dollars.
For staterooms, apply to Janney & Work, New Orleans; Washington & Carter, Memphis, or at the
office on board.

Regular Memphis and New Orleans Packet for the Season. Str. J. A. Scudder, 

Regular Memphis and New Orleans Packet for the Senson. Thompson Dean, Jas, H. Pepper. . . master | Frank Feck. . . . . clerk Leaves Memphis for Vicksburg, Natchez, New Or-leans and all way and bend landings Wednesday, February 13th, at 5 p.m.
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Shippers and travelers can rely on this fine steams
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J. T. WASHINGTON, Agent. CITIZENS' Memphis and Vicksburg Pkt. Co. For Vicksburg and All Way Landings.

Str. ILLINOIS, Will leave every TUESDAY, at 5 p.m. For Arkansas City and All Way Landings Str. PHILALLIN. Will leave every MONDAY and THURSDAY, at 5 p.m. For freight or passage apply to JOHN J. DARBAGH, Sup't. R. W. LIGHTBURNE, Agent, 296 Front st.

FOR CAIRO AND ST. LOUIS.

U. S. Mall-For Osceola, New Madrid, Hickman and St. Louis. Steamer CITY OF CHESTER,
Alex. Zeigler. master
Will leave THURSDAY, February 21st, at 5 p.m.
AD. STORM,
Sup't Mississippi Biver Elevator Company FOR VICKSBURG.

FOR NEW ORLEANS.

For Vicksburg, Natchez, New Orleans and interm diate landings—The elegant steamer C. B. Church, John S. Patterson.....maste Will leave Glenn's wharfboat as above THIS DAY Feb. 21st, at 2 p.m. For freight or passage appl to R. P. GLENN, Agent, on wharfboat. Regular Memphis and New Orlean Packet for the Season. The fine and commodious passenger steam

James Howard, Wednesday, February 27th, at 5 p.m. and every alternate Wednesday during the season For freight or passage apply on board, or to BRADFORD & ELY, Agents, 304 Front st. DYERSBURG AND HALES POINT. Dyersburg and Hales Point Packet Co. se connection with St. Louis Anchor-line stear and Memphis and Cincinnati packets at Hales Polit Leaves Hales Point every Wednesday and Sund evenings for Key Corner, Dyersburg and way landing FOR LOUISVILLE AND CINCINNATI. Memphis and Ohio River Packet Comp'y FOR LOUISVILLE AND CINCINNATI.

James D. Parker, C. B. Russell ..... master | Wash Thompson .. c Leaves SATURDAY, Feb. 23d, 5 p.m. Ticketing passengers through to all points North East and West, at greatly reduced rates. For freight or passage apply to R. W. LIGHTBURNE, Sup't, 296 Front st.

FOR CAIRO, LOUISVILLE AND CINCINNATI. GOLDEN CITY, FOR FRIARS POINT. gratulate the new pope. The cardinals will LEE LINE STEAMERS! Str. COAHOMA.

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